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**COUNSEL FOR WALTER  
O'CHESKEY, TRUSTEE OF THE  
AHF LIQUIDATING TRUST**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION**

**In re:**

**AMERICAN HOUSING FOUNDATION  
and AHF DEVELOPMENT, LTD.**

**Debtors.**

§  
§ **Chapter 11**  
§  
§ **Case No.: 09-20232-11**  
§ **Case No.: 09-20703-11**  
§  
§ **Hearing: February 14, 2011,**  
§ **@ 10:00 a.m.**  
§

**AHF LIQUIDATING TRUST WITNESS AND EXHIBIT LIST**

Walter O'Cheskey, Trustee of the AHF Liquidating Trust (the "**Trustee**"), hereby files this *Witness & Exhibit List* for the hearing on the motion to substantively consolidate the above-captioned bankruptcy cases, which is scheduled for February 14, 2011.

### **WITNESSES**

The Trustee may call the following individuals to provide testimony:

1. Harry Potter
2. Alan Weiner
3. Walter O'Cheskey
4. Scott D. Rice
5. Billy Attebury
6. Ed Attebury
7. Any witness called or designated by any other party in interest
8. Any witness necessary to rebut the testimony of witnesses called or designated by any other party.

The Trustee reserves the right to supplement or amend this *Witness List* any time and to call other witnesses necessary for rebuttal or impeachment purposes.

## **EXHIBITS**

The Trustee may introduce the following exhibits:

<b>TAB</b>	<b>Description</b>
1.	AHF Development, Ltd. Partnership Agreement and Amendment
2.	AHF Development, Ltd. Partnership Federal Tax Return, 2006
3.	Maurice Schooler Deposition Excerpt
4.	Testimony from Michelle Abdo on April 28, 2010 <i>in re AHF</i> , Case No. 09-20232, U.S. Bankruptcy Court, Northern District of Texas, Pages 9-10
5.	Chart Summarizing Gross Deposits and Transfers from the AHF Development, Ltd. bank account from 2004 to 2009
6.	Chart reflecting common flow of funds into and out of AHF Development, Ltd. bank account [Tracing of Horton Funds]
7.	Chart reflecting Payee vs. Intended Actual Recipient of “Soft Money” Funds and copies of Checks
8.	AHF Bankruptcy Claims Register (both voluntary and involuntary)
9.	AHF Development, Ltd. Bankruptcy Claims Register
10.	Proof of Claim for Terrill J. Horton, <i>In re AHF</i> , Case No. 202032, Bankruptcy Court, Northern District of Texas (Claim No. 81)
11.	Chart Summarizing Mays Trusts \$6.4 million Ranch Sale Proceeds as Included in AHF Development, Ltd A/R form AHF
12.	Analysis of Unsecured Creditors claims filed against American Housing Foundation and AHF Development, Ltd.
13.	AHF Petition Date vs. AHF Development, Ltd. Petition Date and “GAP Period” Transfers
14.	AHF Development, Ltd. Transfers (i) within 90 days, (ii) 90 days to 1 year and (iii) 1 year to 2 years prior to AHF Bankruptcy Petition Date
15.	AHF Development, Ltd. Summary of Transactions, June 2007 – June 2009.
16.	Summary of Harry Potter Findings Regarding Substantive Consolidation Elements
17.	AHFD Substantive Consolidation Harm vs. Benefit Analysis
18.	Any exhibits designated or relied on by any other party-in-interest.
19.	Any exhibits necessary for rebuttal.

The Trustee reserves the right to amend this *Exhibit List* any time and to introduce other exhibits as may be necessary for impeachment purposes.

Respectfully submitted,

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/s/ Marcus A. Helt  
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**CERTIFICATE OF SERVICE**

This is to certify that, according to the Court's ECF System, a true and correct copy of the foregoing Witness and Exhibit List was served electronically by the Court's PACER system on February 7, 2011.

/s/ Marcus A. Helt  
Marcus A. Helt